

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
PTO/SB/01 (02-01)

NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) GEN-T121C1
<p>I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on <u>December 30, 2003</u></p> <p>Signature <u>Frank C. Eisenschenk</u></p> <p>Typed or printed name <u>Frank C. Eisenschenk, Ph.D.</u></p>		<p>In re Application of Jean-Baptiste Dumas Milne Edwards, Aymeric Duclot, Jean-Yves Giordano</p> <p>Application Number 09/471,276 Filed December 21, 1999</p> <p>For Expressed Sequence Tags and Encoded Human Proteins</p> <p>Group Art Unit 1631 Examiner Shubo "Joo" Zhou, Ph.D.</p>

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 330.00

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 165.00

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Commissioner has already been authorized to charge fees in this application to a Deposit Account.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to a Deposit Account No. 19-0065.

A petition for a one month extension of time under 37 CFR 1.136(a) (PTO/SB/22) was submitted on October 21, 2003.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

applicant/inventor.

assignee of record of the entire interest. See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed. (Form PTO/SB/06)

attorney or agent of record.

attorney or agent acting under 37 CFR 1.34(a).

Frank C. Eisenschenk

Signature

Frank C. Eisenschenk, Ph.D.
Typed or printed name

45,332

Registration Number

December 30, 2003

Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest of their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

Total of 2 forms are submitted.

Duration Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20591. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20591. IP 090000003 190065 09471276

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